

In the United States District Court  
For the Western District of Michigan

**FILED**

SEP - 5 2008

U.S. DISTRICT COURT  
BAY CITY, MICHIGAN

EUGENE WILLIAMS, PROSE # 570 886

(Enter above the full names of all plaintiffs, including prisoner number, in this action.)

**08 - 13821**

v. BLAINE LAFER, ADW MCCOLLICK, MA. OLSEN

SLF INSPECTOR WELTON, HD. SPURGIS, STEVE BWARD

PATRICIA CARLSON, LEO FRIEDMAN, MIKE COX, SHERIFF GRANHOLM, ETAL.

(Enter above the full name of the defendant or defendants in this action.)

Judge Avern Cohn

COMPLAINT

MAGISTRATE JUDGE  
VIRGINIA M. MORGAN

I. Previous Lawsuits

CAUTION: The Prison Litigation Reform Act has resulted in substantial changes in the ability of incarcerated individuals to initiate lawsuits in this and other federal courts without prepayment of the required \$350 filing fee. Accurate and complete responses are required concerning your litigation history. Generally, a plaintiff's failure to accurately and completely answer the questions set forth below will result in denial of the privilege of proceeding *in forma pauperis* and require you to pay the entire \$350 filing fee regardless whether your complaint is dismissed.

- A. Have you ever filed a lawsuit while incarcerated or detained in any prison or jail facility? Yes ☐ No ☒
- B. If your answer to question A was yes, for each lawsuit you have filed you must answer questions 1 through 5 below. Attach additional sheets as necessary to answer questions 1 through 5 below with regard to each lawsuit.

1. Identify the court in which the lawsuit was filed. If it was a state court, identify the county in which the suit was filed. If the lawsuit was filed in federal court, identify the district within which the lawsuit was filed.

N/A

2. Is the action still pending? Yes ☐ No ☒

a. If your answer was no, state precisely how the action was resolved: N/A

3. Did you appeal the decision? Yes ☐ No ☒

4. Is the appeal still pending? Yes ☐ No ☐

a. If not pending, what was the decision on appeal? N/A

5. Was the previous lawsuit based upon the same or similar facts asserted in this lawsuit? Yes ☐ No ☒

If so, explain: NA

II. Place of Present Confinement BARAGA MAX. CORR. FAC. 13924 WADUGA ROAD  
BARAGA, MI 49908-9204

If the place of present confinement is not the place you were confined when occurrence that is subject of instant lawsuit arose, also list the place you were confined: SLF ST. LOUIS CORRECTIONAL FAC.

III. Parties

In Item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.

A. Name of Plaintiff EUGENE WILLIAMS, PROSE # 570880  
 Address AME BARAGA MAX. CORR. FAC. 13924 WADUGA RD. BARAGA, MI 49908-9204

In Item B below, place the full name of the defendant in the first blank, his or her official position in the second blank and his or her place of employment in the third blank. Use Item C for the names, positions and place of employment of all additional defendants. Attach extra sheets as necessary. State whether you are suing each defendant in an official or personal capacity.

B. Defendant ELAINE LAFLEZ is employed as WARDEN SLF  
 at ST. LOUIS CORR. FAC. 8585 N. CROSSWELL ROAD ST. LOUIS MI 48880

C. Additional Defendants MICHIGAN STATE POLICE, MSP DETECTIVE TREITCH,  
CO. ANGEL, CO SHOTWELL

ALL DEFENDANTS ARE BEING SUED IN THEIR OFFICIAL AND THEIR  
PERSONAL CAPACITY.

IV. Statement of Claim

State here, as briefly as possible, the facts of your case. Describe how each defendant is personally involved. Include also, the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheets if necessary.

THE ABOVE DEFENDANTS DEPRIVED ME OF FEDERAL CONSTITUTIONAL RIGHTS  
SECURED BY THE CONSTITUTION AND LAWS OF THE UNITED STATES ACTING UNDER  
THE COLOR OF STATE LAW. THESE ACTORS KNOWINGLY, WILLFULLY, CORRUPTLY  
WITH MALICE, EVIL MOTIVE AND A RECKLESS DISREGARD FOR THE TRUTH  
FALSIFIED NOI, TRANSFERS FROM PRISON TO A MAXIMUM SECURITY PRISON

WHERE MY LIFE IS IN EMINATE DANGER EVERY TIME I LEAVE MY CELL. THE STAFF DISCRIMINATED AGAINST ME BASED ON RACE, COMMITTED "FRAUD", FALSELY REPORTED ALLEGED CRIMES, VIOLATED MY FEDERAL CIVIL RIGHTS AND SUBSTANTIVE DUE PROCESS AS A PRISONER.

THIS ALLEGED "FABRICATED PLOT TO ESCAPE", IS RACIALLY MOTIVATED DUE TO A EX-BOYFRIEND, CO-WORKERS, WHO ARE OBVIOUSLY EXTREMELY UPSET THAT THEIR CO-WORKER FELL IN LOVE WITH A PRISONER, THE SAME FORMER MDOC. EMPLOYEE AND THIS PRISONER WHO HAVE LONG TERM PLANS AS OF 8-15-08 TODAY.

THESE KNOWN "FAVORITISMS" ARE SUMMARIZED IN A (NOI.) NOTICE OF INTENT BY SLF INSPECTOR WALTON DATED 4/24/07, AND IBC SEGREGATION CLASSIFICATION REPORT DATED 4/27/07.

THE OUTRAGEOUS ABUSE OF GOVERNMENT POWER BY THE MDOC, AND THESE EMPLOYEES WHO HAVE NOT BEEN ADEQUATELY SUPERVISED OR TRAINED, AND ACTING WITH DELIBERATE INDIFFERENCE, AND FAILURE TO ACT AND STOP THIS "FRAUD". THE STATE POLICE CONDUCT IS EVEN WORSE TO ENTER TAINT SUCH ARBITRARY, CORRUPT, INTENTIONAL DISCRIMINATION, RETALIATION AND OBSTRUCTION OR TO ACTIVELY CONCEAL AND PARTICIPATE IN THESE "INTENT CRIMES".

FALLING IN LOVE IS NOT A "CRIME", NOR IS BEING WHITE OR BLACK HUMAN BEINGS WHO CARE FOR ONE ANOTHER.

THESE PRISON CONDITIONS THAT THE ACTS, OMISSIONS, FRAUD, RENDER FEDERAL VIOLATIONS OF THE EIGHTH AMENDMENT AND ARE CRUEL AND UNUSUAL PUNISHMENTS, AND THESE STATE ACTORS, ACTING UNDER THE COLOR OF LAW DEPRIVED ME OF THE FEDERAL RIGHTS SECURED BY THE CONSTITUTION AND LAWS OF THE UNITED STATES AS FOLLOWS: FIRST, FOURTH, FIFTH, SIXTH EIGHTS, NINTH, TENTH, THIRTEENTH, FOURTEENTH, AND FIFTEENTH AMENDMENTS WHERE BY SECTION 1983 IS AN URGENT VENUE TO RESOLVE THIS INJUSTICE, AS WELL AS FEDERAL CIVIL RIGHTS DEPRIVATIONS,

## V. Relief

State briefly and precisely what you want the court to do for you. (1) immediately GRANT this §1983 CLAIM, (2) GRANT injunctive and declaratory relief, (3) APPOINT A Federal Lawyer DUE TO "GOVERNMENT CORRUPTION" in the STATE, (4) ENTIRE ORDER that I Be PLACED BACK TO LOWIN LEVEL PRISON BACK in the EASTERN DISTRICT, (5) GRANT Right TO SUE FOR punitive DAMAGES OF 1.6 million DOLLARS in EACH defendant's OFFICIAL AND personal CAPACITY, (6) GRANT Right TO SUE FOR Compensatory DAMAGES OF \$ 750,000.00 DOLLARS, and HARSH- SHIP OF \$ 150.00 per day in Segregation, and Level V. Placement, and (7) IMMEDIATE STOP ALL RETALIATION

8/15/08

Date

Bugay Dilli

Signature of Plaintiff

NOTICE TO PLAINTIFF(S)

The failure of a *pro se* litigant to keep the court apprised of an address change may be considered cause for dismissal.

UNITED STATES DISTRICT COURT  
FOR EASTERN DISTRICT OF MICHIGAN  
Northern Division

Eugene Williams, 570 886

Plaintiff

v.

NEW ACTION: \_\_\_\_\_

CHIEF Judge: \_\_\_\_\_

MAGISTRATE Judge: \_\_\_\_\_

Blaine LaFleur, et al

ADW. MCCONICK, INSPECTOR

WELTON, H.O. SPURGIS,

Steve Rivard, Patricia CARUSO,

MILL COX, Jennifer Granholm, et al

Defendant(s)

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Eugene Williams Prose # 570 886  
Baraga MAX, Corr. Fac. 13924 Wadaga Road  
Baraga, MI 49408-9204

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Blaine LaFleur Warden St. Louis Corr. Fac.  
8585 N. Crosswell RD. ST. LOUIS, MI. 48880

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Prose Federal Civil Rights Complaint  
PURSUANT TO: 42 USC §§ 1983, 2000 dd-1 et seq

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THE PLAINTIFF Eugene Williams IN FORMA PAUPERIS AND  
MOVES THIS HONORABLE COURT WITHOUT ANY UNNECESSARY DELAYS TO  
GRANT THIS § 1983 CLAIM TO PROCEED IN THIS COURT:

## Jurisdiction & Venue

I. This is a Civil Action Authorized By 42 USC § 1983 To Redress the Deprivation, under the Color of State Law, of Rights Secured ~~by~~ By the Constitution of the United States.

The United States District Court for the Eastern District of Michigan Has Jurisdiction under 28 USC §§ 1331, 1343 (4)(3).

2. The Plaintiff Eugene Williams, AND PRO SE Litigant In Forma Pauperis seeks declaratory relief pursuant to 28 USC §§ 2201, 2202.

This Honorable Court can also grant and provide the Plaintiff Claims of injunctive relief which is also being sought pursuant to, and Authorized By, 28 USC §§ 2283, 2284 and Rule 65 Federal Rule Civil Procedure

3. The United States District Court for the Eastern District of Michigan is An Appropriate Venue under 28 USC Section 1391 (b)(2), BECAUSE it is where the events giving rise to this claim occurred.

II. The Plaintiff Eugene Williams PRO SE Litigant Inmate

4. Eugene Williams, Plaintiff is AND WAS AT ALL TIMES mentioned herein A prisoner of the State of Michigan in the custody of the Michigan Department of Corrections, the Plaintiff is currently confined in the Level V Maximum Security Correctional Facility at Baraga AMF located at 13924 Wadaga Road Baraga, MI 49908-9204.

### III THE DEFENDANTS

5. The defendant's Warden Blaine Lafler, under the supervision of Michigan Department of Corrections Directors Patricia Caruso, Leo Friedman are legally responsible for the overall operations of the Department and the Institution of St. Louis Correctional Facility. The Directors Caruso, Leo Friedman, Mike Cox P43039, Jennifer Granholm P40902 are responsible for the adequate training and supervision of these state employee's, and their Directors at all MDOC facilities.

6. The defendant Blaine Lafler is responsible for the St. Louis Correctional Facility daily operations and well fare of all prisoners, and inmates at that prison.

7. The defendant's Warden Blaine Lafler, Inspector Welton,



A.D.W. MARK McCULLICK, STEVEN RIVARD, CO ANGLE, CO SHOOTWILL, WERE ALL ASSIGNED AT THE <sup>Bellamy Creek Corr. Fac.</sup> ~~ST. LOUIS Correctional Facility~~ FROM APRIL 24, 2007 THROUGH JULY 1, 2007.

8. EACH DEFENDANT IS SUED INDIVIDUALLY AND IN HIS OR HER OFFICIAL CAPACITY, AT ALL TIMES MENTIONED IN THIS COMPLAINT, EACH DEFENDANT ACTED UNDER THE COLOR OF LAW. ADDITIONAL DEFENDANTS, AND STATE AGENT STATE POLICE DET. TREITCH AND MR. OLSEN ARE BEING JOE EQUALLY ACTING AS STATE AGENTS AND ACTORS IN THESE DEPRIVATIONS.

## FACTS

9. THE ABOVE DEFENDANTS DEPRIVED ME OF FEDERAL CONSTITUTIONAL RIGHTS SECURED BY THE CONSTITUTION AND LAWS OF THE UNITED STATES ACTING UNDER THE COLOR OF LAW, THROUGH FRAUD, DISCRIMINATION, RETALIATION OR OFFICIAL GOVERNMENT DOCUMENTS. ON OR ABOUT 4/24/07 (SEE MOOC. NOI, WHICH SUMMARIZED THESE KNOWN FALSE HOODS (BASE ON INTENT CRIMES) BY INSPECTOR WELTON.

THIS ST. LOUIS MOOC INSPECTOR ALONG WITH A.D.W. MARK McCULLICK (ON 4/23/07 WHO ALLEGES A RECEIVED PHONE CALL BY



Someone identified Him self AS A Mr. Olsen. Mr. Olsen Alleges A Michigan Dept. OF Corrections employee, AND a Prisoner (Williams # 570886 TO A Planned Prison Escape), See EXHIBIT A NO.I. NOTICE OF INTENT TO CLASSIFY TO Segregation dated 4/24/07 (IBL) Reporting STAFF member Inspector Welton,

CO's Angle, and CO Shotwell Conduct TO Conspire TO these FALSE Allegations AND "FALSE REPORTS OF Alleged Crimes" violated MCL §§ 750.411 (a)(1) § 411 a (1), 767.83, 764.1e. WHERE BY EACH St. Louis Corr. Fac. employee violated Employee Regulations AND Employee discipline [MOOC P.D. 02.03.100]; EXTERNAL COMMUNICATIONS BY employees [MOOC P.D. 02.03.106]; CODE OF ETHICS AND Employee Conduct [MOOC P.D. 02.03.107], and WILLFUL WANTON RECKLESSNESS, ARBITRARY, AND CAPRICIOUS DISCRIMINATORY HARASSMENT [MOOC P.D. 02.03.109], PRISONERS DUE PROCESS AND Prisoner Discipline [MOOC P.D. 03.03.105]. WOIFF V. McDONNELL, 418 US 539, 551-558 (1974). Even if these ACTS were taken FOR ANOTHER REASON, they would rise TO A § 1983 Claim.

THE PLAINTIFF EUGENE WILLIAMS FILED A GRIEVANCE IMMEDIATELY THERE AFTER STATING MY INNOCENCE ON 4/24/07, 5/14/07, 6/1/07, 6/5/07 (THE STAFF ALLEGES THE GRIEVANCE WAS RESOLVED BUT IN FACT IT WAS NOT, AND STILL IS NOT). SEE EXHIBIT 1BC # 0706 1632 -22B, AND STEP III AMF 07-07 02637 -21C. WARDEN BLAINE LAFFER IS RESPONSIBLE FOR THE ST. LOUIS CORRECTIONAL STAFF MEMBERS FOLLOWING ALL MANDATES BY THE MICHIGAN DEPARTMENT OF CORRECTIONS POLICY DIRECTIVES MDOC P.D. 01.04.110 ADMINISTRATIVE RULES, POLICIES AND PROCEDURES, AND ADMINISTRATIVE RULE 791, 2005 [MANDATES HIS RESPONSIBILITY TO SEE THAT STAFF FOLLOW AND OBEY BY THEM]. THE WARDEN AND A.D.W. STEVEN RIVARD, INSPECTOR WELTON COLBY ANGLE, AND CO SHOTWELL, ETAL FALSIFIED PRISONER PROGRAM CLASSIFICATION DOCUMENTS [MDOC P.D. 05.01.100]; PRISONER SECURITY CLASSIFICATION [MDOC P.D. 05.01.130]; STATISTICAL RISK SCREENING [MDOC P.D. 05.01.135]; PRISONER PLACEMENT AND TRANSFER [MDOC P.D. 05.01.140]; AND ALSO

MOVEMENT BY PRISONERS WITHIN THE INSTITUTION [MDOC, P.D. 04.04.130], ALL BASED OF FRAUD, AND FALSE REPORTS OF CRIMES. 750.411 § 411 a(1), OR MCLAS § 750.411 a(1) § 411 a(1), 750.282, 764.1e.

URF WARDEN JERRI-ANN SHERI SHOULD HAVE NEVER ACCEPTED THE PLAINTIFF, PRIOR, DURING OR EVEN AFTER MY ~~ARRIVAL~~ ARRIVAL AT CHIPPewa Correctional URF PRISON. URF WARDEN SHERI VIOLATED [MDOC, P.D. 01.04.110] ADMINISTRATIVE RULES, POLICIES AND PROCEDURES ADMINISTRATIVE RULE 791.2005, ALONG WITH A.G.W. MACKIE, A.G.W. BOYTON, RICHARD "DICK" <sup>DERRY</sup> ~~DEERY~~, ETAL. THESE MDOC, CORRECTIONAL OFFICIAL AIDED, CONSPIRED, HAVE A CUSTOMARY POLICY OF DISCRIMINATION AGAINST BLACK PRISONERS DATING BACK TO 1990.

THE TRANSFER TO AMF BARAGA MAX CORR. FAC. FROM URF CHIPPewa EVEN MORE SO "SUPPORTS THE PLAINTIFF'S CLAIMS", AND HARDSHIPS. I HAVE BEEN INTENTIONALLY PLACED IN A VERY, VERY DANGEROUS PRISON WHERE MY LIFE IS IN "FEAR" EVERY TIME I STEP OUT OF MY CELL. ALL BASED OF "FRAUD", DISCRIMINATION, RETALIATION, INCOMPETENCE, FALSE REPORTS OF ALLEGED CRIMES.

THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY BELIEF AND KNOWLEDGE, AND THAT PLAINTIFF HAS BEEN DENIED SUBSTANTIVE DUE PROCESS, AND FEDERAL RIGHTS SECURED BY THE CONSTITUTION AND LAWS OF THE UNITED STATES BY THESE STATE GOVERNMENT AGENTS, AND ACTORS ACTING UNDER THE COLOR OF STATE LAW. WEST V. ATKINS, 487 US 42, 48 (1988); STREET V. CORR. CORP. AM. 102 F.3d 810, 814 (6th Cir. 1996). Fed. R. Civ. P. Rule 8(a)(6)(2)-(3), (C)[E.] Id. AND IS MY SHORT PLAIN STATEMENT. THESE FEDERAL CONSTITUTIONAL RIGHTS INCLUDE BUT NOT LIMITED TO: U.S. CONST. AM.S. I, IV, V, VI, VIII, IX, X, XII, XIII, XIV §1, 2, 3, 4, 5, XV (42 USC § 1983).

### LEGAL ISSUES

10. A PRISONER HAS A FUNDAMENTAL CONSTITUTIONAL RIGHT TO DUE PROCESS MOORE, P.D. 03, 03, 105, WOLFF V. MC DONNELL, 418 US 539, 551-558 (1974); SARDIN V. CONRA, 515 US 472-475 115 SCT 2293-2295 (1995), THESE DUE PROCESS RIGHTS, AND FEDERAL RIGHTS SECURED BY THE CONSTITUTION DO NOT STOP AT 8.

AT the Prison Gates. MADISON v. PARKER, 104 F.3d 765  
766, 767-769 (5th Cir. 1997) & Sandin v. CONORE, *Supra*.

A PRISONER WHO EXERCISES HIS FIRST AND FOURTEENTH AMENDMENT RIGHTS TO redress THE "GOVERNMENT" IS Federally Protected. BILL JOHNSON RESTAURANTS, INC. v. N.L.R.B., 461 US 741, 103 SCT 2161, 76 LEd2d 277 (1983), THE GOVERNMENT CAN NOT PUNISH ME AS A GRIEVANT, OR FOR EXERCISING MY FEDERAL CONSTITUTIONAL RIGHTS FOR WHAT THE LAW ALLOWS THE PLAINTIFF TO DO. BLACK LEDGE v. PERRY, 417 US 21, 94 SCT 2098 40 LEd2d 628-631 (1974). (RIGHTS TO WRITE AND PARTICIPATE IN THE GRIEVANCE PROCESS WITHOUT FEAR OF RETALIATION, TRANSFERRED FROM ARREST TO PRISON, RECORD SCREENINGS AND CLASSIFICATION FABRICATED AND SECURITY LEVEL INCREASED BASE ON FRAUD MCLA §§ 75D, 282 & 280, 764.1e, 767.83, 600-6470 & 6470.). THE CONDUCT IS SO DISCRIMINATORY IT VIOLATES MOOC P.D. 02.03.109 [DISCRIMINATION HARASSMENT] policy, AND CODE OF ETHICS AND CONDUCT - EMPLOYEES MOOC P.D. 02.03.107, AND VIOLATES THE MOOC P.D.

03.03.130 [HUMANE TREATMENT AND Living Conditions For Prisoners] (transferring me based on "STAFF Corruption, FALSIFYING Official Government Documents, ~~an~~ ARBITRARY, and Ongoing Racial Animus AND willful Discrimination AND Failure TO ACT AND Conceal these State Employee's who Committed these ACTS AND omissions.), MOUNTS TO Deliberate Indifference see Wilson v. Sietel, 501 US 294, 303; 111 Sct 2321-2323 (1991); Hudson v. McMillian, 501 US 1, 10, 112 Sct 998 (1992) (Failure TO ACT MOUNTS TO deliberate indifference in violation OF the Federal Constitution's Eight Amendment AND is CRUEL AND UNUSUAL Punishment), Farmer v. Brennan, 511 US 825, 834 (1994); Meadore v. Cabinet of Human Resources, 90 F.2d 474, 476 (6th Cir. 1994). "Falling in love is NOT A crime", nor is writing a grievance Redressing the above Retaliation, see Eckford-EL v. Toumb, 760 F.2d Supp 1267 at 1270 (W.P. Mich. 1991); Thaddeus -X v. Bladder, 175 F.3d at 394, 396,



398, 461 (6th Cir. 1999); Crawford-EL v. Burton, 523 OS 574  
-580, 118 SCT 1584, 140 Led 2d 759-761 (1998).

I AM IN FEAR FOR MY LIFE DAILY AT THIS PRISON AAF LEVEL  
FIVE MAXIMUM SECURITY PRISON WHERE I AM HAVE WITH "GANG  
BAGERS, AND SERIAL KILLERS, AND I HAVE SUFFERED IRREPARABLE  
HARM AND HARD SHIP. Mohammad v. Close, 124 SCT 1303 (2004)

Patricia CARUSO, HAS FAILED TO ADEQUATELY TRAIN AND SUPERVISE Blaine  
LAFLEE, AND THESE PRISON OFFICIALS WHERE BY THEY CAN BE HELD  
CIVILLY AND CRIMINALLY LIABLE. Mac v. Detroit, 467 Mich. 186,  
194 n7, at 195 n 9 (2002) (CITING MORRIS v. NEW YORK DEPART-  
MENT OF SOCIAL SERVICES, 436 US 658, 98 SCT 2018-2021, 56

LED 2D 611-615 (1978) (MIKE COX P 43039, JENNIFER GRANHOLM P  
40922, AND THE M.O.C., STATE POLICE, OR STATE OF MICHIGAN DO  
NOT HAVE ABSOLUTE IMMUNITY UNDER § 1983.), OR GOVERNMENTAL  
IMMUNITY UNDER THE CIVIL RIGHTS ACT OF 1871-1877, Id.

QUALIFIED IMMUNITY CAN NOT BE AFFORDED TO THOSE WHO ARE  
INCOMPETENT, AND THOSE WHO WILLFULLY VIOLATE THE LAW. MALLY v.  
Bigg, 475 US 335, 341, 343, 106 SCT 1092-1094, 89 LED 2D 271 (1986).



See. ALSO ACTS OF ARBITRARY, CAPRICIOUS, DEPRIVATIONS OF Federal Civil Rights For money Damages in. BROWN v. SIX UNKNOWN Federal NARCOTIC AGENTS, 403 US 388, 91 S.Ct 1999 (1971); MARTINEZ v. City of Los Angeles, 141 F.3d 1373 (9th Cir. 1998).

11. Plaintiff Eugene Williams Has no plain, Adequate or Complete Remedy At Law to redress the wrongs subscribed Herein, Plaintiff Has suffered Hardships Aligned in Segregation Based of a "Scorn Love", MOOC STAFF Corruption, Fraud, Retaliation and Egregious willful WANTON Discrimination, intentional placed in Harms way to be Assaulted and or Killed AT this prison. The injuries CAN NOT be cured by these Defendants, where by this Honorable Court CAN GRANT injunctive And Declaratory Relief, which the Plaintiff seeks.

The Plaintiff Eugene Williams moves this Court to review All Puse Pleadings AS TRUE, And Hold Less Stringent than those DRAFTED By Trained Attorneys. Haines v. Keener, 404 U.S. 519, 520 (1972).

Wherefore Plaintiff Eugene Williams Prays that

THIS HONORABLE COURT GRANT JUDGMENT AND ORDER  
REQUESTED BY PLAINTIFF, EUGENE WILLIAMS.

12. A DECLARATION THAT THE ACTS, AND OMISSIONS DESCRIBED HEREIN VIOLATED PLAINTIFF'S RIGHTS UNDER THE CONSTITUTION AND LAWS OF THE UNITED STATES.

13. A preliminary injunction and perminant order that the defendants, their supervisors, state EXECUTIVES stated in this Complaint, THE MDOC., STOP ALL RETALIATION, DISCRIMINATION, AND HARASSMENT, (2) PLACE PLAINTIFF BACK TO A LEVEL II TRUE CUSTODY PRISONER WITHIN (72) SEVENTY-TWO HOURS.

14. COMPENSATORY DAMAGES OF AND IN THE AMOUNT OF \$750,000.00 [SEVEN HUNDRED AND FIFTY THOUSAND DOLLARS], EACH.

15. PUNITIVE DAMAGES IN THE AMOUNT OF 1.6 million DOLLARS (ONE MILLION AND SIX HUNDRED THOUSAND DOLLARS EACH).

A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY; AND HARDSHIP DOLLARS BEING PLACED IN SEGREGATION OF \$150.00. (ONE HUNDRED AND FIFTY DOLLARS PER DAY).

16. ALL PLAINTIFF COST IN SUIT.

17. Any And All Relief this Honorable Court Deems  
Just, Proper And Equitable.

18. All information is true to the best of my ability  
and knowlege, that these ACTS Happened AT St. Louis Corr.  
Facility Located AT 8585 Crosswell Road, ST. Louis, MI 48880

August 15, 2008

Respectfully Submitted,

Eugene Williams

Eugene Williams prose # 570886

Baraga MAX. Corr. Level V. Prison 13924wadaqa

BARAGA, MI 49908-9204

## Exhibit list

- 1.) Exhibit A / Notice of Intent
- 2.) Exhibit B / M.O.C. Memorandum
- 3.) Exhibit C / Segregation Classification Report
- 4.) Exhibit D / Administrative Hearing Report
- 5.) Exhibit E / Grievance Form

MICHIGAN DEPARTMENT OF CORRECTIONS			4835-3447 9/91												
<b>NOTICE OF INTENT TO CLASSIFY TO SEGREGATION</b>			CSJ-447												
Institution	Prisoner's Name	Number	Date												
IBC	Williams	570886	4/24/07												
Reporting Staff Member's Name (Print)		Block/Unit No.	Cell/Room No.												
Inspector Welton		HU-4	241B												
DESCRIPTION OF BEHAVIOR OR INCIDENT(S) REQUIRING PLACEMENT IN SEGREGATION															
<p>On 4/23/07 Assistant Deputy Warden McCullick at SLF received a phone call from a Mr. Olsen. Mr. Olsen informed ADW McCullick he had witnessed his roommate, Karen See ironing her old Michigan Department of Correction uniforms, and making what he thought was a fake State ID Card. Mr. Olsen expressed how this concerned him because he knew Ms. See had been an MDOC employee who had left State Civil Service when it was reported she was having a relationship with a prisoner Williams 570886. Prisoner Williams is currently housed here at IBC. Ms. See does visit him, and after monitoring phone calls placed by prisoner Williams to Ms. See it is obvious they have an established loving relationship which they intend on pursuing once prisoner Williams is out of prison. Prisoner Williams current earliest release date is 8/1/2016 and his maximum discharge date is 2/01/24. Given the information stated above and knowing Ms. See has intimate knowledge related to MDOC operations staff at IBC have concerns regarding Ms. See's intentions, and prisoner Williams being a possible escape risk.</p>															
<table border="1"> <tr> <td>Date and Time of Placement in Segregation (Pending Hearing)</td> <td>Reporting Staff Member's Signature</td> </tr> <tr> <td>Date: 4/24/07 Time: 1:00 PM</td> <td></td> </tr> <tr> <td>Hearing Investigator Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes</td> <td>Witnesses Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes (List)</td> </tr> <tr> <td>Relevant Documents Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes (List)</td> <td></td> </tr> </table>				Date and Time of Placement in Segregation (Pending Hearing)	Reporting Staff Member's Signature	Date: 4/24/07 Time: 1:00 PM		Hearing Investigator Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes	Witnesses Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes (List)	Relevant Documents Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes (List)					
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Relevant Documents Requested? <input type="checkbox"/> No <input type="checkbox"/> Yes (List)															
Additional Comments:															
<p>On 4/24/07 I conducted an interview with Ms. See regarding the above information. During this interview Ms See told me she had relinquished all MDOC equipment at the time she resigned and she intended on continuing her relationship with prisoner Williams stating she would not do anything illegal. I have attempted to contact Mr. Olsen regarding this issue; however, at this time I have not made contact with him. ADW McCullick informed me Mr. Olsen turned over the original information to SLF staff which was used to begin the preliminary investigation which lead to Ms. See's resignation.</p>															
<table border="1"> <tr> <td>Hearing Date</td> <td>Reviewing Officer's Signature and Date</td> </tr> <tr> <td>4/24/07</td> <td></td> </tr> <tr> <td>I have received a copy of this report. My signature does not necessarily mean that I agree with this report.</td> <td>Prisoner's Signature</td> </tr> <tr> <td colspan="2"> <b>WAIVER FOR PROTECTIVE SEGREGATION:</b>            I have read the above report and understand that I have a right to a formal hearing before being classified to segregation, and the right to call witnesses and receive staff assistance at the hearing. However, I waive my right to a hearing and agree to be classified to segregation for my own protection.         </td> </tr> <tr> <td>Signature of Staff Member who has read and explained waiver to prisoner</td> <td>Prisoner's Signature</td> </tr> <tr> <td></td> <td></td> </tr> </table>				Hearing Date	Reviewing Officer's Signature and Date	4/24/07		I have received a copy of this report. My signature does not necessarily mean that I agree with this report.	Prisoner's Signature	<b>WAIVER FOR PROTECTIVE SEGREGATION:</b> I have read the above report and understand that I have a right to a formal hearing before being classified to segregation, and the right to call witnesses and receive staff assistance at the hearing. However, I waive my right to a hearing and agree to be classified to segregation for my own protection.		Signature of Staff Member who has read and explained waiver to prisoner	Prisoner's Signature		
Hearing Date	Reviewing Officer's Signature and Date														
4/24/07															
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<b>WAIVER FOR PROTECTIVE SEGREGATION:</b> I have read the above report and understand that I have a right to a formal hearing before being classified to segregation, and the right to call witnesses and receive staff assistance at the hearing. However, I waive my right to a hearing and agree to be classified to segregation for my own protection.															
Signature of Staff Member who has read and explained waiver to prisoner	Prisoner's Signature														
DISTRIBUTION: Institution File, Central Office, Prisoner, Counselor, Hearing Investigator															

*AExpecting Excellence Every Day®*

## MEMORANDUM

**DATE:** 21 February 2007

**TO:** K. Sheets, Grievance Coordinator  
St. Louis Correctional Facility

**FROM:** Mark W. McCullick, ADW  
St. Louis Correctional Facility

**SUBJECT:** Step 1 Grievance Response  
SLF-07-02-0267-22a  
Willaims 570886, 7-118

The grievant was interviewed on 21 Feb 2007 in my office.

Grievant alleges that he was wrongfully held in segregation. Specifically, it was alleged that he had been involved in behavior that was over familiar with a staff member at SLF. Sought relief is to be returned to general population.

An investigation was started in to allegations of over familiarity between Prisoner Williams and a female officer from SLF. It is normal for the prisoner named in allegation of this nature to be temporarily held in segregation while the allegations are being investigated. It was determined early in the investigation that Prisoner Williams could be released from segregation while the investigation continued. Prisoner Williams was released from segregation at that time. During the interview about this grievance Prisoner Williams stated he was satisfied with being returned to general population in the time frame he was, and stated he wanted to sign this grievance as being resolved at step one.

Mark W. McCullick, ADW  
Respondent's Name and Title

21 Feb 2007

Date

S. Rivard, Deputy Warden  
Reviewer's Name and Title

2/22/07  
Date



IBC	Williams	NUMBER	570886	DATE OF HEARING	4-27-07
REPORTING STAFF MEMBER'S	DATE OF NOTICE OF	BLOCK/UNIT	CELL/ROOM		
Inspector Welton					

PRISONER'S STATEMENT AND EVIDENCE IN ADDITION TO NOTICE OF INTENT AND HEARING INVESTIGATOR'S REPORT (If Requested):

Statement of Williams, Proposed Visitor Restriction & Disposition & related HI & statements of COs Angel & Shotwell Williams: Mr. Olsen just doesn't like that his ex-wife is seeing me. He makes things up to us in trouble. This isn't the first time & he'll continue to lie. I'm not an escape risk & don't plan on escaping. Insp. Welton in note added to the bottom of The NOI says: this information has been passed on to Michigan State Police Detective Treitch. Inspector Welton also stated that Ms. See had been terminated ~~as a CO~~ as a CO for "over-familiarization with a prisoner." & that Mr Olsen claimed she was recreating her MDOC ID card on computer. Officer Angel & C/O Shotwell said in writing that the license plate # given by Ms. See on 4-7-07 when visiting Williams was not on her car. She had an entirely different plate # on her vehicle. Ms See claimed clerical error due to faulty memory. However, HO noted that even the expired license # provided by Ms See was inaccurate. Per Information of COs Angel & Shotwell Ms. See had refused to give her House address only giving a P.O. Box # instead.

FINDINGS OF FACT AND REASONS FOR FINDINGS:

Facts are established. Hearing officer finds that information that Ms. See has retained Dept. of Corrections officers uniform after having resigned or being terminated from MDOC and that she had been attempting to recreate a MDOC ID card is plausible. Hearing officer finds that information of Inspector Welton is credible and finding is that Ms. See had resigned or been terminated from her job as a C/O ~~due to~~ due to over familiarization with a prisoner. Finding is that Ms. See has established a romantic relationship with prisoner Williams who is serving a substantial sentence and his earliest release date is in 2016. Ms See has been visiting prisoner Williams at IBC and on 4-5-07 & on 4-7-07 when filling out paperwork to visit inmate Williams, Ms See did write down an erroneous License plate # which was not even the correct number of her expired 2006-2007 license plate. Hearing officer finds that the totality of the above information is reason to believe that Ms See may have been planning some time of escape attempt for prisoner Williams.

HEARING OFFICER'S SIGNATURE	DATE
<i>[Signature]</i>	HO Spurgis 4-27-07

NOTE: After completion of above, and review of findings with prisoner, send ALL copies to SCC for completion of portion below.

DISPOSITION OF CLASSIFICATION *Administrative Segregation*

REASONS FOR DISPOSITION:

*Prisoner has been found to be in a relationship with a visitor who may be attempting to assist prisoner in escaping secure custody. This information was received from in outside source and visitor is a former MDOC Employee.*

DATE	(1) Signature of Classification Committee	(2) Signature of Classification Committee
5/1/07	<i>[Signature]</i>	<i>[Signature]</i>

AFTER COMPLETION, SERVE PRISONER WITH COPY OF THIS REPORT AND OBTAIN SIGNATURE, IF POSSIBLE.	I have received a copy of this report. My signature does not necessarily mean that I agree with its contents. <b>PRISONER'S</b>
--	--

SIGNATURE OF PERSON SERVING COPY ON PRISONER:	DATE OF SERVICE:
<i>B. K...</i>	<i>[Signature]</i>



DEPARTMENT OF CORRECTIONS

## ADMINISTRATIVE HEARING REPORT - FORMAL (Conducted in accordance with R791.3315)

CSI-153

Prisoner Number 570886	Prisoner Name Williams	Institution IBC	Date of Notice 4-9-07
Reporting Staff Member's Name D. Wilson		Visitor's Name (if applies) Karen See	

Type of Hearing

PROPOSED 90 DAY VISITOR RESTRICTION

Notice Read To and Discussed with Prisoner/Visitor (Check if Applies) <input checked="" type="checkbox"/>	No Hearing Investigation Requested (Check if Applies) <input type="checkbox"/>
Hearing Investigation Read To and Discussed with Prisoner/Visitor (Check if Applies) <input checked="" type="checkbox"/>	

## EVIDENCE / STATEMENTS IN ADDITION TO NOTICE:

Statements of officers Angel and C/O Shotwell both of whom state that the license plate number given by Ms. Karen See in filling out her paperwork to visit on 4-7-07 was erroneous. Number listed by Ms. K. See per the attached VISITOR'S DAY REGISTER is DZH 795 while the license plate number actually on vehicle of Ms. K. See was actually BJA 7503.

Mrs K. Karen See stated at Hearing that this inaccurate number written by her was a mere clerical error since that was her old plate number. Her plate had been renewed and replaced in March 2007.

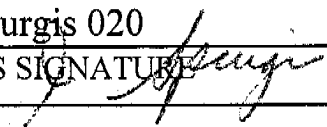
As Evidence Ms. Karen see produced a copy of her Secretary of state Michigan Registration which shows that her plate was renewed March, 2007 and is now valid until March 18, 2008. Her new plate number is BJA 7503 K. Replacing plate # DZH705. Ms. K. See adds that she has traveled frequently with her son and has been used to giving her old plate number from memory.

## DISPOSITION

RESTRICTION NOT IMPOSED

## REASON FOR FINDING:

Hearing officer finds that the erroneous plate number listed by Williams was a mere clerical error due to faulty memory. Hearing officer finds no benefit in Ms. See intentionally listing an erroneous license plate number. Hearing officer finds that her error was not an intentional false statement with respect to visiting prisoner Williams but was an unintentional mistake.

Hearing Officer's Name & CMIS Code (Typed) Spurgis 020	Copy of Hearing Report personally handed to Prisoner/Visitor by Hearing Officer this date (check if <input type="checkbox"/>
HEARING OFFICER'S SIGNATURE 	Copy of Hearing Report Given to Staff Member by Officer for Delivery to Prisoner/Visitor (check if <input checked="" type="checkbox"/>

**MICHIGAN DEPARTMENT OF CORRECTIONS  
PRISONER CAROLEE GRIEVANCE FORM**

4835-4247 10/94  
CSI-247A

Date Received at Step I 6/4/07 Grievance Identifier: 570986 1161312 1224B

**Be brief and concise in describing your grievance issue.** If you have any questions concerning the grievance procedure, refer to PD 03.02.130 and OP 03.02.130 available in the prison Law Library.

Name (print first, last)	Number	Institution	Lock Number	Date of Incident	Today's Date
Eugene Williams TC	570986	IBC	1-109	4/24/07	6/1/07

What attempt did you make to resolve this issue prior to writing this grievance? On what date? 5/14/07  
If none, explain why. I tried to explain to the holders of SCC that I'm

being held for false allegations being made on my behalf.

State problem clearly. Use separate grievance form for each issue. Additional pages, using plain paper, may be used. Four copies of each page and supporting documents must be submitted with this form. The grievance must be submitted to the Grievance Coordinator in accordance with the time limits of OP 03.02.130. I'm being held in seg for false allegations

being made on my behalf, and I should not be here. My girlfriend's ex-boyfriend (Mr. Jones) called the facility stating that he seen her making a fake ID and wearing her old MDOC uniform, which was not at all true. Mr. SEC (my girlfriend) used to be a E/O but she resigned, and upon doing so she turned in all of her prison equipment (including uniform) which was acknowledged to hearing officer (Inspector) Welton as that statement was totally false, also stating was the fact that Mr. SEC gave an incorrect plate # to her vehicle when she came to visit me, but when she got interviewed for a restriction for visits the restriction couldn't be upheld because it was proved to be "clerical error" or an unintentional mistake. It's clear that I'm here for no good reason and I need to be released immediately.

(Included: seg classification hearing report, VOT, and administrative hearing report proving restriction was not upheld)

William  
Grievant's Signature

RESPONSE (Grievant Interviewed?) ☒ Yes ☐ No If No, give explanation. If resolved, explain resolution.)

Prisoner was heard on an NOI on 4-27-07. The facts were established, SEC placed Williams in admin. seg. on 5-1-07 based on the Notice of Intit. Williams was seen by SEC in accordance w/ P.D. 04.05.120. Williams was released from A/S on 6-5-07 by SEC. Grievance resolved.

Respondent's Signature B. Huth  
Respondent's Name (Print)

Date 6-5-07  
Working Title AZUS

Reviewer's Signature R. Wright  
Reviewer's Name (Print)

Date 6/5/2007  
Working Title Rum

Date Returned to Grievant: 6/6/07

If resolved at Step I, Grievant sign here. Resolution must be described above.

William  
Grievant's Signature

Date 6/5/07

Additional Defendants

- 1 James Armstrong NOOC Grandview Plaza PO Box 30003 Lansing, MI
- 2 Kenneth MacMachen 48909
- 3 Lauren Hertz
- 4 Richard Stapleton
- 5 Anthony McCloud
- 6 Christopher Chupler
- 7 Katherine Meni Baraga Max. Corr. Fac. 13924 Wadaga Rd. Baraga, MI 49908
- 8 Warden Terr-Ann Sheri Chippewa Corr. Fac 4269 W. N. Rd. Kesheloe, MI
- 9 Art Derry 49784
- 10 AOW Bayton
- 11 ~~Warden~~ AOW MacKie

Class Action Settlement Agreement Violations By  
 the defendants in Cain, et al v. Michigan Dept. of Corrections,  
 461 Mich. 470 (1996) Compliance Codes violated  
 weekly, monthly at Oaks ELF, SLF ST Louis, IBC  
 Bellamy Creek, DRF Carson City, VRF Chippewa, Marquette,  
 ANF Baraga Prison Facilities as of 8/11/08 From 8/15/08

9.123	9.173	9.226	9.318
9.124	9.174	9.227	9.319
9.125	9.175	9.228	9.320
9.126	9.176	9.240	9.321
9.127	9.178	9.241	9.401
9.128	9.190	9.242	9.404
9.140	9.191	9.243	9.407
9.141	9.192	9.246	9.408
9.142	9.193	9.263	9.409
9.143	9.200	9.265	9.420
9.144	9.201	9.281	9.421
9.145	9.202	9.300	9.422
9.146	9.203	9.301	9.427
9.147	9.204	9.302	9.400
9.148	9.205	9.303	9.460
9.160	9.206	9.304	9.467
9.161	9.207	9.310	9.500
9.162	9.208	9.311	9.501
9.163	9.209	9.312	9.502
9.164	9.220	9.313	9.504
9.165	9.221	9.314	9.507
9.166	9.222	9.315	9.508
9.167	9.223	9.316	9.509
9.168	9.224	9.317	9.520
9.169	9.225		9.521
9.170			9.522

Affidavit

STATE OF Michigan

COUNTY OF BARAGA

Eugene Williams, Duly Subscribes Deposes and Says:  
that the information contained in the 42 USC § 1983  
Complaint Form is true to my BEST BELIEF AND  
Knowledge. ALSO that MDOC OFFICIALS ACTUALLY  
engaged in illegal, UNLAWFUL, UNCONSTITUTIONAL  
CONDUCT, THAT WAS Racially motivated, in RETALIATION  
FOR me EXERCISING my Federal Rights Secured By  
the CONSTITUTION AND LAWS OF the UNITED STATES.

Eugene Williams

Eugene Williams

Subscribed Before me this 12 day OF August 2008K. Williams  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF ONTONAGON

MY COMMISSION EXPIRES SEPT. 1, 2015

NOTING IN COUNTY OF BARAGA

NOTARY PUBLIC

8/12/08

PROOF OF SERVICE

PURSUANT TO: Fed. R. Civ. P. Rules 4.1, 4(C)(1), 5, 7(A-F)  
 7.1, 8(a)(1)(2)(3), (C), (e), 9(A-F), 11(A-C),  
 12(b)(1-3), 13(A-D), 15, 16, 20(a)(b), 37, 34,  
 37(A-D)(f), 41(b), 44(A-D), 50, 54(b)(C), 56, 57  
 58, 59, 65, 81; U.S. CONST. AMTS 1, 4, 5, 6, 8, 9, 10,  
 13, 14, 15; CONST. 1963, ART 2 § 8 1185, 12, 13, 14, 15, 16, 17  
 18, 19, 20. 18 USC §§ 2, 4-1814, 23, 25, 27, 101, 102, 241, 242  
 371, 400-401, 455, 844(i), 1001-02, 1341-47, 1501-1512  
 1601-1603, 1861, 1950-1968, 2071, 2073, 2113, 42 USC §§  
 1981, 1983, 1985, 2000 CC-1, 2000-dd-1 (A-C), etc.

I CERTIFY I MAILED THESE DOCUMENTS TO THE BELOW LISTED  
 PARTIES THROUGH MDOC EXPEDITED LEGAL MAIL PROCESS.

- U.S. DISTRICT COURT CLERK (E.D.N.D.) 1000 WASHINGTON STREET  
 BOY CITY, ME 48707

Eugene William

Eugene William # 570 886

BARAGA NAT. COR. FAC  
 13924 WADAGA ROAD  
 BARAGA, MI 49908-9204

August 15, 2008

## CIVIL COVER SHEET FOR PRISONER CASES

Case No. <u>08-13821</u>		Judge: <u>Cohn</u>		Magistrate Judge: <u>Morgan</u>	
Name of 1 <sup>st</sup> Listed Plaintiff/Petitioner: EUGENE WILLIAMS			Name of 1 <sup>st</sup> Listed Defendant/Respondent: BLAINE LAFLER, et al		
Inmate Number: <u>470886</u>			Additional Information:		
Plaintiff/Petitioner's Attorney and Address Information:					
Correctional Facility: Baraga Maximum Correctional Facility 301 Wadaga Road Baraga, MI 49908 BARAGA COUNTY					

## BASIS OF JURISDICTION

- ☐ 2 U.S. Government Defendant  
☒ 3 Federal Question

## ORIGIN

- ☒ 1 Original Proceeding  
☐ 5 Transferred from Another District Court  
☐ Other:

## NATURE OF SUIT

- ☐ 530 Habeas Corpus  
☐ 540 Mandamus  
☐ 550 Civil Rights  
☒ 555 Prison Conditions

## FEE STATUS

- ☒ IFP *In Forma Pauperis*  
☐ PD Paid

## PURSUANT TO LOCAL RULE 83.11

## 1. Is this a case that has been previously dismissed?

☐ Yes ☐ No

➤ If yes, give the following information:

Court: \_\_\_\_\_

Case No: \_\_\_\_\_

Judge: \_\_\_\_\_

2. Other than stated above, are there any pending or previously discontinued or dismissed companion cases in this or any other court, including state court? (Companion cases are matters in which it appears substantially similar evidence will be offered or the same or related parties are present and the cases arise out of the same transaction or occurrence.)

☐ Yes ☐ No

➤ If yes, give the following information:

Court: \_\_\_\_\_

Case No: \_\_\_\_\_

Judge: \_\_\_\_\_